

MAR 26 2007

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From: David S. Resnick Susanna C. Benn	Date: March 26, 2007	No. of Pages: (including this page) 26	Client/Matter: 030258-059211
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Practitioner's Docket No. 030258-059211

PATENT**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re application of: Maheswaran, et al.
 Application No.: 10/646,784
 Filed: August 25, 2003
 Confirmation No.: 1100
 For: USE OF MULLERIAN INHIBITING SUBSTANCE AND INTERFERON FOR TREATING TUMORS

Group No.: 1642
 Examiner: Aeder, Sean E.
 Customer No.: 50828

MAIL STOP AMENDMENT

Commissioner for Patents
 PO Box 1450
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CERTIFICATE OF FACSIMILE (37 C.F.R. § 1.8 (b))

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1. Certificate of Facsimile (1 pg.);
2. Transmittal Form (1 pg.);
3. Petition for Extension of Time in duplicate (2 pp.);
4. Fee Transmittal in duplicate (2 pp.);
5. Amendment (17 pp.); and
6. Statement Accompanying Amendment to Include Material Incorporated by Reference (2 pp.).

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March 26, 2007

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BY

Lisa Michelle Petis

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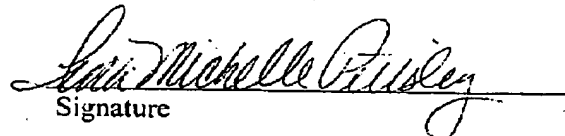
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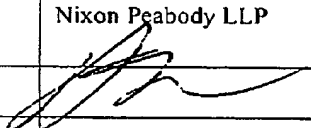
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TRANSMITTAL FORM <i>(to be used for all correspondence after initial filing)</i>	Application Number	10/646,784
	Filing Date	August 25, 2003
	First Named Inventor	MAHESWARAN, Shyamala
	Group Art Unit	1642
	Examiner Name	AEDER, Sean E.
Total Number of Pages in This Submission	Attorney Docket Number	030258-059211

ENCLOSURES (check all that apply)		
<input checked="" type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input checked="" type="checkbox"/> Amendment / Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input checked="" type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Assignment Papers (for an Application) <input type="checkbox"/> Drawing(s) <input type="checkbox"/> Declaration and Power of Attorney <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____	<input type="checkbox"/> After Allowance Communication to Group <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input type="checkbox"/> Application Data Sheet <input type="checkbox"/> Request for Corrected Filing Receipt with Enclosures <input type="checkbox"/> A self-addressed prepaid postcard for acknowledging receipt <input type="checkbox"/> Other Enclosure(s) (please identify below) Facsimile Cover Sheet; Certificate of Facsimile; Statement Accompanying Amendment to Include Material Incorporated by Reference.
Remarks		<input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge any additional fees required or credit any overpayments to Deposit Account No. 50-0850 for the above identified docket number.

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT	
Firm or Individual name	Nixon Peabody LLP
Signature	
Name	David S. Resnick (Reg. No. 34,235)
Date	3/26/07

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Date	March 26, 2007
Signature	
Tina-Michelle Pittsley Typed or printed name	

PTO/SB/17 (02-07)
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U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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Effective on 12/08/2004.
Fees pursuant to the Consolidated Appropriations Act, 2005 (H.R. 4918).

FEE TRANSMITTAL

For FY 2007

☒ Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$) 510.00

Complete if Known

Application Number 10/646,784
Filing Date August 25, 2003
First Named Inventor MAHESWARAN, Shyamala
Examiner Name AEDER, Sean E.
Art Unit 1642
Attorney Docket No. 030258-059211

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FEE CALCULATION

1. BASIC FILING, SEARCH, AND EXAMINATION FEES

Application Type	FILING FEES		SEARCH FEES		EXAMINATION FEES		Fees Paid (\$)
	Fee (\$)	Small Entity Fee (\$)	Fee (\$)	Small Entity Fee (\$)	Fee (\$)	Small Entity Fee (\$)	
Utility	300	150	500	250	200	100	
Design	200	100	100	50	130	65	
Plant	200	100	300	150	160	80	
Reissue	300	150	500	250	600	300	
Provisional	200	100	0	0	0	0	

2. EXCESS CLAIM FEES

Fee Description	Fee (\$)	Small Entity Fee (\$)
Each claim over 20 (including Reissues)	50	25
Each independent claim over 3 (including Reissues)	200	100
Multiple dependent claims	360	180

Total Claims **Extra Claims** **Fee (\$)** **Fee Paid (\$)** **Multiple Dependent Claims**

HP = 20 or HP = _____ x _____ = _____

HP = highest number of total claims paid for, if greater than 20.

Indep. Claims **Extra Claims** **Fee (\$)** **Fee Paid (\$)**

HP = 3 or HP = _____ x _____ = _____

HP = highest number of independent claims paid for, if greater than 3.

3. APPLICATION SIZE FEE

If the specification and drawings exceed 100 sheets of paper (excluding electronically filed sequence or computer listings under 37 CFR 1.52(e)), the application size fee due is \$250 (\$125 for small entity) for each additional 50 sheets or fraction thereof. See 35 U.S.C. 41(a)(1)(G) and 37 CFR 1.16(s).

Total Sheets **Extra Sheets** **Number of each additional 50 or fraction thereof** **Fee (\$)** **Fee Paid (\$)**

_____ - 100 = _____ / 50 = _____ (round up to a whole number) x _____ = _____

4. OTHER FEE(S)

Non-English Specification, \$130 fee (no small entity discount) **Fees Paid (\$)**

Other (e.g., late filing surcharge): Petition for Extension of Time \$510.00

SUBMITTED BY

Signature  Registration No. 34,235 Telephone 617-345-6057
Name (Print/Type) David S. Resnick Date 3/26/07

This collection of information is required by 37 CFR 1.138. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 30 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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PTO/SB/17 (02-07)

Approved for use through 02/28/2007. OMB 0651-0032

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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Effective on 12/08/2004.
Fees pursuant to the Consolidated Appropriations Act, 2005 (H.R. 4818).**FEE TRANSMITTAL**
For FY 2007☒ Applicant claims small entity status. See 37 CFR 1.27**TOTAL AMOUNT OF PAYMENT** (\$) 510.00**Complete if Known**

Application Number	10/646,784
Filing Date	August 25, 2003
First Named Inventor	MAHESWARAN, Shyamala
Examiner Name	AEDER, Sean E.
Art Unit	1642
Attorney Docket No.	030258-059211

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☒ Deposit Account Deposit Account Number: 50-0850 Deposit Account Name: Nixon Peabody LLP

For the above-identified deposit account, the Director is hereby authorized to: (check all that apply)

☒ Charge fee(s) indicated below ☐ Charge fee(s) indicated below, except for the filing fee

☒ Charge any additional fee(s) or underpayments of fee(s) under 37 CFR 1.16 and 1.17 ☒ Credit any overpayments

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Application Type	FILING FEES		SEARCH FEES		EXAMINATION FEES		Fees Paid (\$)
	Fee (\$)	Small Entity Fee (\$)	Fee (\$)	Small Entity Fee (\$)	Fee (\$)	Small Entity Fee (\$)	
Utility	300	150	500	250	200	100	
Design	200	100	100	50	130	65	
Plant	200	100	300	150	160	80	
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Provisional	200	100	0	0	0	0	

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Fee Description	Fee (\$)	Small Entity Fee (\$)
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Total Claims **Extra Claims** **Fee (\$)** **Fee Paid (\$)**

_____ - 20 or HP = _____ x _____ = _____

HP = highest number of total claims paid for, if greater than 20.

Indep. Claims **Extra Claims** **Fee (\$)** **Fee Paid (\$)**

_____ - 3 or HP = _____ x _____ = _____

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Total Sheets **Extra Sheets** **Number of each additional 50 or fraction thereof** **Fee (\$)** **Fee Paid (\$)**

_____ - 100 = _____ / 50 = _____ (round up to a whole number) x _____ = _____

4. OTHER FEE(S)

Non-English Specification, \$130 fee (no small entity discount)

Other (e.g., late filing surcharge): Petition for Extension of Time**Fees Paid (\$)****\$510.00****SUBMITTED BY**

Signature		Registration No. 34,235 (Attorney/Agent)	Telephone 617-345-6057
Name (Print/Type)	David S. Resnick	Date	3/26/07

This collection of information is required by 37 CFR 1.136. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 30 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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Practitioner's Docket No. 030258-059211

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Maheswaran, et al.
Application No.: 10/646,784 Group No.: 1642
Filed: August 25, 2003 Examiner: Aeder, Sean E.
Confirmation No.: 1100 Customer No.: 50828
For: USE OF MULLERIAN INHIBITING SUBSTANCE AND INTERFERON FOR
TREATING TUMORS

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STATEMENT ACCOMPANYING AMENDMENT
TO INCLUDE MATERIAL INCORPORATED BY REFERENCE
(M.P.E.P., § 608.01(p), 7th ed.)

1. The amendment submitted herewith is to include the material which is incorporated by reference on column 4, line 14 to column 9, line 10 of the specification originally filed for this case to
☐ copending U.S. patent application _____

☒ U.S. Patent No: 5,047,336, issued September 10, 1991

and to include the material which is incorporated by reference on Column 8, line 53 to column 8, line 58 which refers to Figure 17 (sheet 13 of 21 drawings) and Figure 18 (sheet 14 of 21 drawings) of the specification originally filed for this case to

☐ copending U.S. patent application _____

☒ U.S. Patent No: 5,661,126 issued August 26, 1997

CERTIFICATION UNDER 37 C.F.R. § 1.8(a) and 1.10*

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37 C.F.R. § 1.8(a)

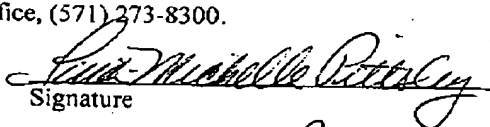
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Signature

March 26, 2007
Date

Tina Michelle Pittsley
(type or print name of person certifying)

10454470.2

2. I, the person signing below, hereby state that the amendatory material attached hereto consists of the same material incorporated by reference.

Date: 3/26/07

Reg. No.: 34,235

Tel. No.: (617) 345-6057

Customer No.: 50828


SIGNATURE OF PRACTITIONER

David S. Resnick
(type or print name of practitioner)

100 Summer Street
P.O. Address

Boston, MA 02110-2131